

PORTSMOUTH TOWN COUNCIL MEETING

October 26, 2009

Agenda

7:00 p.m. – Town Council Chambers, Town Hall, 2200 East Main Road

PLEDGE OF ALLEGIANCE

TOWN COUNCIL

CONSENT AGENDA

1. CRMC

CEASE & DESIST ORDER

Blake & Melanie Henderson, Plat 62, Lot 69, 250 Fischer Circle

Betty Fagan, Plat 62, Lot 71, 208 Fischer Circle

Carnegie Harbor Condo. Assn., Plat 26, Lot 2A-8, 150 Carnegie Harbor Dr.

Carnegie Harbor Condo. Assn., Plat 26, Lot 2A-2, 162 Carnegie Harbor Dr.

NOTICE OF VIOLATION

Carnegie Harbor Condo. Assn., Plat 26, Lot 2A-4, 2A-6, 284 Carnegie Harbor Drive

Carnegie Harbor Condo. Assn., Plat 26, Lot 2A-7, 178 Carnegie Harbor Dr.

Carnegie Harbor Condo. Assn., Plat 26, Lot 2A-5, 264 Carnegie Harbor Dr.

NOTICE OF ADMINISTRATIVE FINE

Betty Fagan, Plat 62, Lot 71, 208 Fischer Circle

BOARD OF LICENSE COMMISSIONERS

HEARING: ANNUAL LICENSE RENEWALS – Continued from 10/13/09

Liquor Licenses

Class Name and Address

A Allen's Wine & Spirits, Inc., 3001 East Main Road

BV K & D Investments, Inc. d/b/a The Beach House, 506 Park Avenue

A Ferreira's Package Store, Inc., 1965 East Main Road

BV Fieldstones, LLC, 980 East Main Road

BV Graziano's 501 Café, LLC, 501 Park Avenue

BV Green Valley Country Club, Inc., 371 Union Street

BV SDT Enterprises, LLC d/b/a Melville Grille, 1 Lagoon Road

DV Montaup Country Club, 500 Anthony Road

DV Portsmouth Portuguese American Citizens Club, 35 Power Street

BVL SJA Enterprises, LLC d/b/a Rocco's Little Italy, 880 East Main Road

DV Seaconnet Sportsman's Club, 145 Sakonnet Drive

BV Tiverton Mgmt. Corp. d/b/a Tremblay's Island Park Café, 514 Park Avenue

2:00 a.m. Closing

**K & D Investments, Inc. d/b/a The Beach House, 506 Park Avenue
(11/25/09; 12/31/09; 7/3/10)**

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Sunday Sales Licenses

Allen's Wine & Spirits, Inc., 3001 East Main

Ferreira's Package Store, Inc., 1965 East Main Road

Victualler Licenses

514 Park Avenue LLC d/b/a el Parque, 514 Park Avenue

**Evelyn M. Arrighie d/b/a Fredy Fruit & Vegetables & General Market,
0364 Narragansett Road, Prudence Island**

**Nader Hajjar Corp. d/b/a Little Corner Store & Deli, 903 Anthony Road
Boulevard Pizza Division, Inc. d/b/a Pizza Hollywood, 3288 East Main
Road**

F & T Pizzeria d/b/a Steve's Famous Pizza, 2460 East Main Road

Amusement Games

Games

3 K & D Investments, Inc. d/b/a The Beach House, 506 Park Avenue

1 Green Valley Country Club, Inc., 371 Union St

2 Portsmouth Portuguese American Citizens Club, 35 Power Street

Peddler Licenses

Grillmasters, 20 Baldwin Road

Holiday Licenses

Mad Marc, Inc. d/b/a Domina's Agway, 1348 East Main Road

Doris Bousquet d/b/a Eagle's Nest Antique Center, 3101 East Main Road

Evelyn M. Arrighie d/b/a Fredy Fruit & Vegetables & General Market, 0364 Narragansett Road, Prudence Island

Greenvale Vineyards, 582 Wapping Road

Dominic Calarco d/b/a Island Gun Shop, Inc., 1678 East Main Road, Unit 17

Henry & Stacy Mello d/b/a Mello's Farm & Flower Center, LLC, 444 Boyd's Lane

Drake Petroleum Co., Inc. d/b/a Melville Xtra Mart, 1568 West Main Road

(24 hour license)

Private Detective

Charles N. Morin, 142 Viking Drive d/b/a Chenega Security &

Protection

Services, 1272 West Main Road, Middletown

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Gunsmith/Gun Dealer

**Dominic Calarco d/b/a Island Gun Shop, Inc., 1678 East Main Road,
Unit 17**

MOTION TO CONTINUE HEARING TO NOVEMBER 9, 2009

BUILDING CODE BOARD OF APPEALS

- 1. Request to Advertise: Petition for Variation or Modification: R.Hall
Section 1612 – Appendix G – G105.4 – Rick Hall-French
Design Builders, 37 Thurber Blvd., Ste. 105, Smithfield, RI
for Property Located at Plat 37, Lot 36-C, 1 Lagoon Road.
Variation or Modification sought because original buildings
were destroyed in a fire and due to the existing grades and
nature of the business it is impossible to raise the finished
first floors and have a functional facility.**

TOWN COUNCIL

PRESIDENT'S EXECUTIVE SUMMARY

MINUTES – TCM 10/13/09

BILLS

TOWN ADMINISTRATOR'S REPORT

APPOINTMENTS AND RECOGNITIONS

1. Request for Appointment:

a. Agricultural Advisory Committee, advertised

2. Resignations

a. Economic Development Committee M.D.Magee

b. Glen Manor House Authority R.L.Allen

OLD BUSINESS

**1. HEARING: An Ordinance Establishing a Schedule of Fees
to be Charged by the Town of Portsmouth, Rhode Island
for Responding to Incidents Relating to Hazardous Materials**

**2. Glen Farm-Amending the Town Charter-Legal
Opinion D.A.D'Andrea**

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OLD BUSINESS (continued)

- 3. Town Hall HVAC Contract Considerations D.P.Faucher
(fr. 4/29/09, 8/24/09)**
- 4. September Revenue and Expenditure Reports for FY
2009-10 D.P.Faucher**

NEW BUSINESS

- 1. Closing of the Portsmouth NCTV Studio J.A.Seveney/R.W.Talipsky**
- 2. Request to Review and Advertise for new Town
Ordinance L.E.Hebert
Prohibiting Dangerous Animals**
- 3. Portsmouth Proposed Distributed Antenna Network R.G.Driscoll**
- 4. Recommendation to Award Contract for Onsite
Wastewater D.P.Faucher
Treatment System-Glen Farm – Bid #P10-004**
- 5. Annual Investment and Pension Trust Fund Report D.P.Faucher**
- 6. Tax Vouchers #20091026 01 - #20091026 06 D.E.Dolce**

CORRESPONDENCE

- 1. Response: Opposition to 2009-H 5123, Sub A J.G.Edwards**
- 2. Response: Opposition to Reinstatement of tolls on Mt. Hope**

J.G.Edwards

Bridge and Instituting tolls on Sakonnet River Bridge

3. Response: Bernard & Jeanne Kane, 23 Hillside Avenue M.P.Lewis

Sakonnet River Bridge Project/RIDOT

4. Thank you, Town of Tiverton Fire Department R.Lloyd

5. Thank you, Portsmouth Garden Club R.Stevens

FUTURE MEETINGS

Oct. 28 – 7:00 p.m. – Town Council Meeting – Transfer Station

Nov. 9 – 7:00 p.m. – Town Council Meeting

– HEARING: Annual Liquor License Renewals

**– HEARING: Proposed Ordinance Prohibiting the Feeding
of Certain Species of Wild Animals**

Nov. 23 – 7:00 p.m. – Town Council Meeting

– HEARING: Enterprise Zone Re-Designation

**THE TOWN HALL IS HANDICAP ACCESSIBLE. THOSE PERSONS
REQUIRING ASSISTANCE SHOULD CONTACT THE TOWN CLERK'S
OFFICE AT 683-2101 PRIOR TO ANY MEETING.**

POSTED: 10/22/09